IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital the 27th day of October, 2006
Crl. Bail Application No. 804 of 2006

Order on the Bail Application:
CRIMINAL SIDE

Bablu S/o Sri Munshi
R/o Moh. Katoratal, P.S. Kashipur,
District Udham Singh Nagar. …… Applicant

Versus

State of Uttaranchal …….Opposite Party

Arising out of Crime No. 2690 of 2006
Under Sections: 376 of I.P.C.
Police Station: Kashipur
District: Udham Singh Nagar.

Hon'ble Prafulla C. Pant, J.

Heard Mr. Mohd. Azim, learned counsel for the applicant and Mr. Nandan Arya, learned A.G.A. for the State.

Applicant Bablu, who is in jail in connection with crime No. 2690 of 2006, relating to offence punishable under Section 376 of the I.P.C., P.S. Kashipur, District Udham Singh Nagar, has sought his release on bail.

The First Information Report discloses that the applicant committed rape of a minor girl and the witnesses reached at the spot on hearing shrieks of the girl. The medical examination also corroborates that the girl is minor and her tender hymen is found torn.

In the above facts and circumstances of the case, in the opinion of this Court, it is not a fit case for bail. The bail application is rejected.

Dt. 27.10.2006
H.Negi

(Prafulla C. Pant, J.)